

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

DANNY HAWKINS,) CASE NO. C05-1586-JCC-MAT
)
Plaintiff,)
)
v.) ORDER DISMISSING § 1983 ACTION
)
AMY CALDERWOOD, et al.,)
)
Defendants.)
_____)

The Court, having reviewed the Report and Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, and the balance of the record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) The complaint and this action are DISMISSED without prejudice.
- (3) Plaintiff's application for leave to proceed *in forma pauperis* (Dkt. #4) is DENIED as moot.

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01 (4) The Clerk is directed to send copies of this Order to Plaintiff and to Judge Theiler.

02 DATED this 6th day of December, 2005.

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05 John C. Coughenour
06 United States District Judge
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